

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14112 of 2023

Applicant :- Ajeet Kumar Gupta

Opposite Party :- State Of U.P. Thru. Secy. Home Lko.

Counsel for Applicant :- Chandra Shekhar Sinha, Akshat Sinha, Gaurav Verma

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi, J.

1. Heard Sri Chandra Shekhar Sinha, the learned counsel for the applicant, Ms. Charu Singh, the learned A.G.A. for the State and perused the records.
2. The instant application has been filed seeking release of the applicant on bail in Case Crime No. 129 of 2021, under Sections 409, 420, 120-B I.P.C., registered at Police Station Gomti Nagar, District Lucknow.
3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 01.03.2021 against 14 persons, including the applicant, alleging that the informant had made some investments in M/s Ani Bullion Traders and Ani Group of Companies. The informant used to work as an agent for the companies of which the applicant was the Chairman & Managing Director and several persons had made huge investments in the companies through the applicant but no returns were paid to them.
4. In the affidavit filed in support of bail application it has been stated that the applicant is innocent and he has been falsely implicated in the present case. The applicant's involvement in 130 cases has been disclosed in the affidavit and the learned counsel for the applicant has submitted that the applicant has

been granted bail in one case by means of an order dated 27.09.2023, passed in Criminal Misc. Bail Application No.11693 of 2023 after taking into consideration the fact that the applicant is languishing in jail since 16.07.2020 but the trial of not a single case has commenced till date.

5. The learned A.G.A. has opposed the prayer for bail but he could not dispute the aforesaid aspects of the matter.

6. Having considered the aforesaid facts and circumstances of the case and without making any observation, which may affect the merits of the case and keeping in view the long incarceration of the applicant without even commencement of trial, I am of the view that the aforesaid facts are sufficient for making out a case for enlargement of the applicant on bail in the aforesaid crime.

7. Accordingly, this bail application stands **allowed**.

8. Let the **applicant-Ajeet Kumar Gupta** be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of magistrate/court concerned, subject to following conditions:-

- (i) the applicant shall not tamper with the prosecution evidence;
- (ii) the applicant shall not pressurize the prosecution witnesses;
- (iii) the applicant shall appear on each and every date fixed by the trial court.

(Subhash Vidyarthi, J.)

Order Date :- 30.11.2023
Ram.